IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLN.NO. 1468 OF 2007

Madibal Chidallappa
Katemani ..Applicant

Vs.

State of Maharashtra ..Respondents

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Ms.Rupali Deo-Sathe Advocate for Applicant
Mr.V.B.Konde-Deshmukh A.P.P. for the State

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CORAM: SMT.V.K.TAHILRAMANI,J.
DATE : JUNE 12, 2007

P.C.

1. Heard the learned advocate for the applicant and the learned A.P.P. for the State.

2. The applicant is seeking bail in C.R.No.623 of 2006 of Kothrud Police Station. The said case is mainly under Section 307 of IPC.

3. The case of the prosecution is that when the police were patrolling, they found some persons moving around in suspicious manner. When the police tried to stop them and enquire from them, they started running. While running, some of the accused persons threw stones at the police party

due to which, three police personnel came to be injured. The present applicant came to be chased and arrested. The material on record, does not clearly show that the applicant was one of the persons who had assaulted the police party with stones or had thrown stones at them. The material on record only shows that when the applicant came to be caught, he was found in possession of weapons.

4. I have perused the medical certificates. They show only contusions. None of the medical certificates make out a case under Section 307 of IPC. The applicant has been in custody for almost seven months. In this view of the matter, I am inclined to grant bail.

5. The applicant-Madibal Chidallappa Katemani to be released on bail in the sum of Rs.25,000/- (Rs.twenty five thousand only) with one or two sureties to make up the said amount in C.R.No.623 of 2006 of Kothrud Police Station, Pune. The applicant shall report to the concerned Police Station on every Monday and Thursday till the conclusion of trial.

6. Before being released on bail, the applicant shall inform the I.O. the address at which the applicant will reside during the period that he is on bail.

7. The learned advocate for the applicant states that applicant undertakes to inform the I.O. about the change if any, in the said address.

8. Application is disposed of.

[Smt. V.K.Tahilramani, J.]